

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Irrigation & C.A.D. Department – Allegations of corruption against Sri Y. Guru Prasad, formerly Assistant Executive Engineer and Additional Charge of Deputy Executive Engineer, Office of the Executive Engineer, Telugu Ganga Project Sub-Division No.2, Velgode of Kurnool District - Trapped on 07.02.2005 - Accused Officer acquitted by the Judgement dated 20.10.2009 of Hon'ble Court of Addl. Special Judge for SPE & ACB Cases, Hyderabad in C.C.No.18/2006 - Further action dropped – Orders issued - Regularization of suspension period from 21.02.2005 F.N. to 05.06.2008 A.N., as 'Duty' under Rule 54 –B (3) & (4) of Fundamental Rules – Orders – Issued.

IRRIGATION & C.A.D. (IW:SERVICES-VI(1) DEPARTMENT

G.O.Rt.No. 509 .

Dated 04-05-2012.

Read the following:-

- 1) Proceedings No.Rc/ENC/S1(4)/6246/05, dated 21.02.2005 of the Engineer-in-Chief (AW), Irrigation & CAD Department, Hyderabad.
- 2) G.O.Ms.No.2, Irrigation & CAD (IW:Services-VI(1) Department, dated 24.01.2006.
- 3) Govt. Memo.No.11255/Ser.VI(1)/2005-12, dated 18-04-2008 of Irrigation & CAD (IW:Services-VI(1) Department.
- 4) Proceedings No.Rc/ENC/S1(4)/6246/2005, dated 12-05-2008 of Engineer-in-Chief (AW), Irrigation & CAD Department, Hyderabad.
- 5) From the Hon'ble Court of Additional Special Judge for SPE & ACB Cases, Hyderabad, Judgement dated 20.10.2009 in C.C.No.18/2006.
- 6) G.O.Rt.No.681, Irrigation & CAD (IW:Ser.VI(1) Department, dated 04.07.2011.
- 7) Sri Y. Guru Prasad, Asst. Executive Engineer, representation dated 28.12.2011 received through Letter No.Rc/ENC(A.W.)/ S1(4)/6246/2005, dated 03.02.2012 of Engineer-in-Chief (AW), Irrigation & CAD Department, Hyderabad.
- 8) Govt. Memo. No.11255/Ser.VI(1)/2005-20, dated 14-02-2012 of Irrigation & CAD (IW:Ser-VI(1) Department.
- 9) From the Engineer-in-Chief (AW), Irrigation & CAD Department, Hyderabad, Letter No.Rc/ENC(A.W.)/S1(4)/6246/2005, dated 28.03.2012.

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ORDER:

It has been brought to the notice of the Government that Sri Y. Guru Prasad, Assistant Executive Engineer and Additional Charge of Deputy Executive Engineer, Telugu Ganga Project Sub-Division No.2, Velgode of Kurnool District was trapped by the Anti-Corruption Bureau authorities on 07.02.2005, as he demanded and accepted the bribe amount from the complainant. Accordingly in the reference 1st read above, the Engineer-in-Chief (A.W.), Irrigation and C.A.D. Department, Hyderabad issued orders, placing the accused officer Sri Y. Guru Prasad, formerly Assistant Executive Engineer under suspension in public interest immediately under sub-rule 1 (c) of rule 8 of A.P. Civil Services (Classification, Control & Appeal) Rules, 1991.

2. In the reference 2nd read above, Government have accorded sanction for prosecuting the accused officer Sri Y. Guru Prasad, Assistant Executive Engineer and Additional Charge of Deputy Executive Engineer, Telugu Ganga Project Sub-Division No.2, Velgode, Kurnool District in a competent Court of Law under for the offences punishable under section 7 and sub-section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988.

(P.T.O.)

3. In the reference 3rd read above, the Engineer-in-Chief (AW), Irrigation & CAD Department, Hyderabad was directed to reinstate Sri Y.Guru Prasad, Asst. Executive Engineer, Telugu Ganga Project, Velgode Sub-Division, Kurnool District into service without prejudice to the disciplinary proceedings pending against him and posted to a non-focal post. Accordingly the Engineer-in-Chief (AW), Irrigation & CAD Department, Hyderabad issued consequential orders vide reference 4th read above.

4. In the reference 5th read above, the Hon'ble Court of Additional Special Judge for SPE & ACB Cases, Hyderabad in its Judgement dated 20.10.2009 in C.C.No.18/2006 held that the prosecution had failed to establish its case beyond all reasonable doubt against the accused officer for the offences punishable under section 7 and 13(1)(d) read with section 13(2) of Prevention of Corruption Act, 1988 and accordingly he was acquitted under section 248(1) Cr. P.C.

5. In the reference 6th read above, orders were issued, dropping further action against Sri Y. Guru Prasad, Assistant Executive Engineer, Telugu Ganga Project Division, Badvel, Kadapa District, as he was acquitted by the Judgement dated 20.10.2009 of Hon'ble Court of the Additional Special Judge for SPE & ACB Cases, Hyderabad in C.C.No.18/2006.

6. In the reference 7th read above, Sri Y. Guru Prasad, Asst. Executive Engineer in his representation has requested to regularize his suspension period from 07.02.2005 to 25.08.2008 F.N. (i.e., reporting to duty in Badvel Division) as duty on the grounds of acquittal from the ACB Case and dropping of further action in the matter.

7. On communication, the Engineer-in-Chief (A.W.), Irrigation & C.A.D. Department, Hyderabad has submitted his report on the representation of Sri. Y. Guru Prasad, Asst. Executive Engineer vide reference 9th above.

8. Government after careful examination of the matter, it has been decided to regularize the suspension period from 21.02.2005 F.N. to 05.06.2008 A.N. of Sri Y. Guru Prasad, formerly Asst. Executive Engineer, Telugu Ganga Project Division, Badvel, Kadapa District, as "Duty" under Rule 54-B (3) & (4) of Fundamental Rules, and to sanction leave from 06.06.2008 to 24.08.2008 (from the date of serving the orders to the date of reporting to duty) to which he is eligible as the delay was caused due to his fault. Accordingly, Government hereby order to regularize the suspension period from 21.02.2005 F.N. to 05.06.2008 A.N. of Sri. Y. Guru Prasad, formerly Asst. Executive Engineer, Telugu Ganga Project Division, Badvel, Kadapa District, as "Duty" under Rule 54-B (3) & (4) of Fundamental Rules, and sanction leave for the period from 06.06.2008 to 24.08.2008 (from the date of serving the order to the date of reporting to duty) to which he is eligible as the delay was caused due to his fault.

9 This order issues with the concurrence of Finance (FR.II) Department vide their U.O.No.10114/249/F.R.II/12, dated 01.05.2012.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SHAILENDRA KUMAR JOSHI
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri. Y. Guru Prasad, formerly Asst. Executive Engineer,
Telugu Ganga Project Division, Badvel,
Kadapa District through Engineer-in-Chief (A.W.),
Irrigation & CAD Department, Hyderabad.

Contnd..3.

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The Engineer-in-Chief (A.W.),
Irrigation & C.A.D. Department, Hyderabad.

Copy to:

The Finance (FR.II) Department.

The Accountant General (A&E),
Andhra Pradesh, Hyderabad.

The Secretary to Vigilance Commission,
A.P. Vigilance Commission, Hyderabad.

SF/SCs.

//FORWARDED::BY ORDER//

SECTION OFFICER